APR 2 7 2005



United States Patent and Trademark Office

U.S. PATENT AND TRADEMARK OFFICE BUARD OF PATENT APPEALS AND INTERFERENCES

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Gregory P. LaPointe

Bachman & LaPointe, P.C. 900 Chapel Street, Suite 1201

New Haven, CT 06510-2802

Appeal No: Appellant:

2005-0910

James R. Kittrell 09/684,173

Application No: Hearing Room:

Α

'nΑ Hearing Docket: Hearing Date:

Tuesday, June 07, 2005

Hearing Time:

01:00 PM

Location:

Madison Building - East Wing 600 Dulany Street, 9th Floor

Alexandria, Virginia 22313-1450

CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS

Your attention is directed to 37 CFR § 41.47. The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up. The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced. If there are any inquires, please contact the Clerk of the Board at 571-272-9797.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED. This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and Interferences fax number (courtesy copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

BPAI HEARINGS FAX No: (571) 273-0299

USPTO Central Fax No: (703) 872-9

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UNITED STATES PATENT AND TRADEMARK OFFICE

P.O. BOX 1450

ALEXANDRIA, VIRGINIA 22313-1450

In all communications relating to this appeal, please identify the appeal by its number.

HEARING ATTENDANCE CONFIRMED

( ) HEARING ATTENDANCE WAIVED

Signature of Attorney/Agent/Appellant

2005 May 18,

34,309

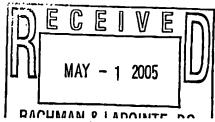
George A. Coury

Date

Registration No.

Names of other visitors expected to accompany counsel:

For information on visitor access to hearing rooms and security procedures at the USPTO Alexandria Campus, see <a href="http://www.uspto.gov/web/offices/dcom/bpai/docs/contacts/contacts/contacts/tonthem">http://www.uspto.gov/web/offices/dcom/bpai/docs/contacts/contacts/contacts/tonthem</a>



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : James R. Kittrell

Serial No. : 09/684,173

Filed : October 6, 2000

Appeal No. : 2005-0910

TC/A.U. : 1711

Examiner : Thao T. Tran

Docket No. : 00-625 Customer No.: 34704

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313



Confirmation No.: 3692

## RESPONSE TO NOTICE OF HEARING

Board of Patent Appeals and Interferences Hon. Commissioner of Patents & Trademarks United States Patent & Trademark Office Washington, D.C. 20231

Dear Sir:

In response to the Notice of Hearing mailed April 27, 2005 having a period for response set to expire May 18, 2005, submitted herewith is confirmation that the undersigned will attend the hearing scheduled on June 7, 2005 at 1:00 P.M.

Respectfully submitted,

By

George A. Cour

Attorney for Applicant

Reg. No. 34,309

Date: May 18, 2005

I hereby certify that this correspondence is being faxed to the USPTO Central Fax No. (703) 872-9306 and the BPAI Fax No. (571) 273-0299 on May 48, 2005.

## BACHMAN & LaPOINTE, P.C.

REGISTERED PATENT ATTORNEYS

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## FAX COVER LETTER

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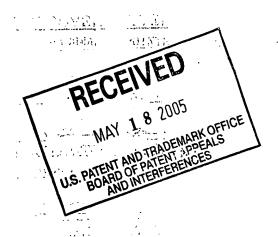
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YOUR REF.: 09/684, 173

PAGES: 3 including this sheet

Confirmation Copy to Follow: Yes X No

\* Comments:



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